



Atty. Docket No. SP-0649.1 (EVE01 P-565)

8/13 10/24/00
(NE) J

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1745
Examiner : C. Chaney
Applicant : John C. Nardi
Appln. No. : 09/213,544
Filing Date : December 17, 1998
For : ALKALINE CELL HAVING A CATHODE INCORPORATING
ENHANCED GRAPHITE

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

Dear Sir:

AMENDMENT AFTER FINAL

Responsive to the Final Office Action mailed June 14, 2000, please amend the above-identified application as follows and consider the following remarks. A one-month extension is requested herewith to extend the due date to October 14, 2000, which is a Saturday and therefore extends the due date to October 16, 2000.

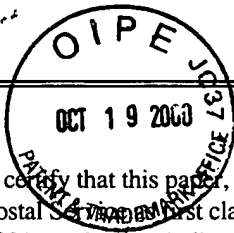
In the Claims:

Please cancel claim 14, without prejudice.

Please amend claim 11, as follows.

11. (amended) [An] The electrochemical cell [comprising a positive electrode having an active material and an electroconductive carbon material including] as defined in claim 1, wherein said expanded graphite particles [having] have a purity level of greater than 99.9 percent, as determined by weight loss on ignition.

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AF/GM 1745/9
Atty. Docket No. SP-0649.1 (EVE01 P-565)

CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service by first class mail, addressed to the Assistant Commissioner for Patents, Box AF, Washington D.C. 20231, on the date indicated below.

October 16, 2000.
Date


Russell H. Toye, Jr.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

Dear Sir:

Enclosed is a response to the Office Action dated June 14, 2000. The items checked below are appropriate:

 x Applicant hereby petitions for a one-month extension of time to respond to the above Office Action. The fee of \$110 for the Extension is authorized to be charged to Deposit Account No. 05-1325.

Any fee for additional claims has been calculated as shown below:

CLAIMS AS AMENDED

	Col. 1		Col. 2	Col. 3	Small Entity		Other Than A Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total Claims	* 20	Minus	** 21	= 0	x \$9	\$	x \$ 18	\$ 0
Independent Claims	* 2	Minus	*** 3	= 0	x \$40	\$	x \$ 80	\$ 0
First Presentation of Multiple Dependent Claims \$135						\$	x \$270	\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$		\$ 0

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Applicant : John C. Nardi
Appln. No. : 09/213,544
Page : 2

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3
** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

___ Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted or is enclosed.

___ No additional fee is required.

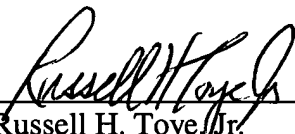
___ A fee of \$ ___ to cover the cost of the additional claims added by this response is enclosed.

x A fee of \$110 to cover the extension of time is to be charged to Deposit Account 05-1325.

x Please charge any additional fees or credit overpayment to Deposit Account 05-1325. A duplicate copy of this sheet is attached.

EVEREADY BATTERY COMPANY, INC.

October 16, 2000.
Date



Russell H. Toye, Jr.
Registration No. 43 200
25225 Detroit Road
Post Office Box 450777
Westlake, Ohio 44145
(440) 835-7343

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